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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 MODE MEDIA CORPORATION,
11 f/k/a GLAM MEDIA, a Delaware
12 corporation;

13 Plaintiff,

14 v.

15
16 JOHN DOE 1, as registrant of the
17 GLAMSCOOP.ORG domain name;
18 and JOHN DOES 2-10;

19 Defendants.
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Case No. 3:16-cv-00244-RS

Assigned to: Hon. Richard Seeborg
United States District Judge

~~PROPOSED~~ **ORDER GRANTING
PRELIMINARY INJUNCTION**

1 In this infringement action brought against John Doe defendants, Plaintiff Mode
2 Media Corporation (“Mode Media”) previously applied to this Court, for *ex parte* relief, for
3 a temporary restraining order (“TRO”) and order to show cause re: preliminary injunction.
4 ECF No. 6. Mode Media also sought leave to serve John Doe No. 1 with the summons,
5 complaint, and TRO by alternative means, and for leave to conduct certain limited early
6 third party discovery. *Id.* By a prior order issued January 15, 2016, the Court granted the
7 TRO and ordered the John Doe defendants to appear before the Court at a hearing set for
8 January 29, 2016 at 10:00 a.m., to show cause as to the issuance of a preliminary injunction.
9 ECF No. 11. The Court also granted Mode Media’s request for leave to serve John Doe 1
10 by alternative means, and to take certain limited early discovery. *Id.*

11 No defendant appeared at the show cause hearing. Counsel for Mode Media
12 appeared by phone and reported that service of the summons, complaint, and TRO had been
13 completed on John Doe 1, in the manner authorized by the Court’s order of January 15,
14 2016.

15 Accordingly, further to Mode Media’s original request for injunctive relief, due to the
16 failure of defendants to appear and show cause, and based on Mode Media’s renewed oral
17 motion, the court hereby GRANTS a preliminary injunction, as follows:

18 For the duration of this action:

19 (a) the GlamScoop.org domain name shall be and shall remain placed on
20 lock and hold, such that control over the domain name is frozen by the registrar for the
21 pendency of this litigation, and GlamScoop.org shall be and shall remain disabled at the
22 domain name server (“DNS”) level;

23 (b) all evidence related to the claims at issue in this action, including
24 records relating to Internet hosting accounts used to host the website located at
25 GlamScoop.org shall be preserved, which includes placing and maintaining all user and/or
26 account information for the registrant of the GlamScoop.org domain name, including
27 metadata, server data, network data, records of IP addresses for account logins, contact
28 information, and billing information, on a legal hold during the pendency of this litigation;

1 (c) the John Doe defendants are hereby enjoined from further infringement
2 of Mode Media's trademarks or other intellectual property rights, whether via re-enabling
3 GlamScoop.org name, or by using, registering, or trafficking in any other domain name,
4 Internet website, or other method;

5 (d) Mode Media need not post a bond for the injunction, because there
6 appears to be "no realistic likelihood of harm to [GlamScoop.org] from enjoining" the
7 website. *Jorgenson v. Cassiday*, 320 F.3d 906, 919 (9th Cir. 2003).

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9 IT IS SO ORDERED.

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12 DATED: 1/29/16

BY: _____

13 Honorable Richard Seeborg
14 United States District Judge
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